1 2

3

4 5

6

8

9 10

11

12

13 14

15

16

17

18

19

20 21

22

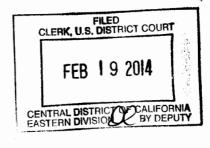
23 24

25

26

27

28



UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

Ramiro Perez-Avi

Case No.: 2 14M5370-1

ORDER OF PRETRIAL DETENTION (18 U.S.C. §§ 3142(e), (i))

I.

- On motion of the Government in a case that involves: () A.
 - a crime of violence, a violation of 18 U.S.C. § 1591, or an () 1. offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of ten years or more is prescribed.
 - an offense for which the maximum sentence is life () 2. imprisonment or death.
 - an offense for which a maximum term of imprisonment of ten () 3. years or more is prescribed in the Controlled Substances Act, the Controlled Substances Import and Export Act, or the Maritime Drug Law Enforcement Act.

1		4.	()	any felony if defendant has been convicted of two or more	
2			` ,	offenses described above, two or more state or local offenses	
3				that would have been offenses described above if a	
4				circumstance giving rise to federal jurisdiction had existed, or a	
5				combination of such offenses	
6		5.	()	any felony that is not otherwise a crime of violence that	
7				involves a minor victim, or that involves possession or use of a	
8				firearm or destructive device or any other dangerous weapon,	
9				or that involves a failure to register under 18 U.S.C § 2250.	
10	B.	On n	notion	by the Government / () of the Court sua sponte in a case	
11		that i	nvolv	es:	
12		1.	(x)	a serious risk defendant will flee.	
13	·	2.	()	a serious risk defendant will:	
14			a.	() obstruct or attempt to obstruct justice.	
15	ĺ		b.	() threaten, injure or intimidate a prospective witness or	
16				juror, or attempt to do so.	
17	C.	The	Gover	nment () is / (x) is not entitled to a rebuttable presumption that	
18		no co	onditio	on or combination of conditions will reasonably assure	
19	i.	defe	ndant's	s appearance as required and the safety or any person or the	
20		com	nunity	'.	
21					
22				II.	
23		The	Court	finds that no condition or combination of conditions will	
24	reasonably assure:				
25	A.	(γ)	the a	appearance of defendant as required.	
26	B.	(λ)	the s	safety of any person or the community.	
27		•			
28					

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1		based on:				
2						
3						
4						
5	D.	() Defendant has not rebutted by sufficient evidence to the contrary the				
6		presumption provided in 18 U.S.C. § 3142(e) that no condition or				
7		combination of conditions will reasonably assure the appearance of				
8		defendant as required.				
9	E.	() Defendant has not rebutted by sufficient evidence to the contrary the				
10		presumption provided in 18 U.S.C. § 3142(e) that no condition or				
11	<u> </u> 	combination of conditions will reasonably assure the safety of any				
12		other person and the community.				
13		VI.				
14	A.	IT IS THEREFORE ORDERED that defendant be detained prior to trial.				
15	B.	IT IS FURTHER ORDERED that defendant be committed to the custody of				
16		the Attorney General for confinement in a corrections facility separate, to				
17		the extent practicable, from persons awaiting or serving sentences or being				
18		held in custody pending appeal.				
19	C.	IT IS FURTHER ORDERED that defendant be afforded reasonable				
20		opportunity for private consultation with counsel.				
21	D.	IT IS FURTHER ORDERED that, on order of a Court of the United States				
22		or on request of an attorney for the Government, the person in charge of the				
23		corrections facility in which defendant is confined deliver defendant to a				
24		United States Marshal for the purpose of an appearance in connection with a				
25		court proceeding.				
26	DAT	ED: February 19, 2014 SHEPLEYM				
27		SHERI PYM United States Magistrate Judge				
28		omita omita inagionate omige				